

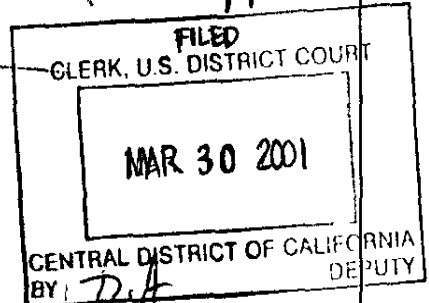
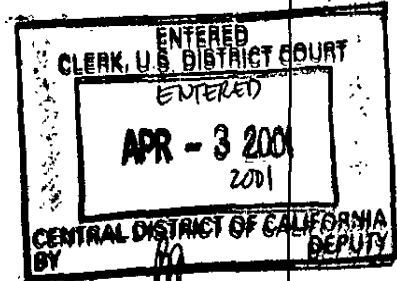
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 A Professional Corporation
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 4 Telephone: 818-879-1699
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5 Attorneys for Plaintiff,
 6 TRIMARK PICTURES, INC.

Priority _____
 Send _____
 Enter ☒
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 JS-5/JS-6 ☒
 JS-2/JS-3 _____
 Scan Only _____

8 UNITED STATES DISTRICT COURT

9 CENTRAL DISTRICT OF CALIFORNIA



11 TRIMARK PICTURES, INC. a
 California Corporation,
 12
 Plaintiff,
 13
 v.
 14

WESTERN INTERNATIONAL
 15 COMPANY, a Business Entity
 of unknown form; KENNETH
 16 HARTFORD, an Individual;
 KENNETH HARTFORD dba
 17 WESTERN INTERNATIONAL
 COMPANY, and DOES 1 through
 18 100, Inclusive,
 19 Defendants.
 20

CASE NO. CV00-08443 ABC (CWx)

HONORABLE CARLA M. WOENBLE

[PROPOSED] ORDER

21 GOOD CAUSE HAVING BEEN SHOWN:

22 IT IS HEREBY ORDERED that the request sought in plaintiff
 23 TRIMARK PICTURES INC.'S Notice of Motion for Entry of Default
 24 Judgment is granted and that judgment is entered against
 25 defendants WESTERN INTERNATIONAL COMPANY, a business entity of
 26 unknown form, KENNETH HARTFORD, an Individual, KENNETH HARTFORD

27 ☒ Docketed
☒ Copies / NTC Sent
 28 ☒ JS - 5 / JS - 6
☐ JS - 2 / JS - 3
☐ CLSD

[PROPOSED] ORDER
 APR 08 2001

17

1 dba WESTERN INTERNATIONAL COMPANY, as follows:

2 As to the First Cause of Action for Copyright Infringement
3 against all Defendants:

4 1. For an order requiring defendants to show cause, if
5 they have any, why they should not be enjoined, as set
6 forth below, during the pendency of this action;

7 2. For a temporary restraining order, preliminary
8 injunction and a permanent injunction, all enjoining
9 defendants, and each of them, and their agents,
10 servants and employees, and all persons acting under,
11 in concert with, or for them from:

12 a. Infringing upon plaintiff TRIMARK's copyrights in
13 any manner; and

14 b. Attempting to sell or distribute [the television
15 motion picture known as "Mazes and Monsters,"
16 starring Tom Hanks, Chris Makepeace, and Wendy
17 Crewson (hereinafter referred to as the
18 "Picture").

19 3. For an order, during the pendency of this action, that
20 defendants:

21 a. Provide a full accounting of all monies earned
22 from the sale/distribution of the Picture; and

23 b. Retain any fees paid to them by any customer of
24 the infringing picture and place any such fees in
25 an interest bearing escrow account pending final
26 determination of this action at trial or further
27 order of this Court.
28

1 4. For all of defendants' profits derived from their
2 infringement of plaintiff's copyright, or statutory
3 damages, depending on which plaintiff elects before
4 trial;

5 5. For three times the amount of plaintiff's actual
6 damages, caused by defendants' infringement of
7 plaintiff's copyright;

8 6. For plaintiff's reasonable attorney's fees and expended
9 in this action.

10 As to the Second Cause of Action for Declaratory Relief
11 against KENNETH HARTFORD, WESTERN INTERNATIONAL and Does 1
12 through 100:

13 1. For general damages in an amount within the
14 jurisdiction of the Superior Court to be determined
15 according to proof;

16 2. Interest as allowed by law;

17 3. For declaration that plaintiff TRIMARK is the sole
18 holder to the copyrighted interest in the movie "Mazes
19 and Monsters";

20 4. For reasonable attorney's fees and expenses according
21 to proof;

22 5. For costs of suit incurred herein; and

23 6. For such other and further relief as the court may deem
24 just and proper.

25 As to the Third Cause of Action For Intentional Interference
26 with Business/Economic/Contractual Relationship against KENNETH
27 HARTFORD, WESTERN INTERNATIONAL and Does 1 through 100:

- 1 1. For general damages in an amount within the
- 2 jurisdiction of the Superior Court to be determined
- 3 according to proof;
- 4 2. For punitive and exemplary damages to be determined by
- 5 the court according to proof;
- 6 3. For interest as allowed by law;
- 7 4. For reasonable attorney's fees and expenses according
- 8 to proof;
- 9 5. For costs of suit incurred herein; and
- 10 6. For such other and further relief as the court may deem
- 11 just and proper.

12 As to the Fourth Cause of Action for Negligent Interference
13 with Business/Economic/Contractual Relationship against KENNETH
14 HARTFORD, WESTERN INTERNATIONAL and Does 1 through 100:

- 15 1. For general damages in an amount within the
- 16 jurisdiction of the Superior Court to be determined
- 17 according to proof;
- 18 2. For punitive and exemplary damages to be determined by
- 19 the court according to proof;
- 20 3. For interest as allowed by law;
- 21 4. For reasonable attorney's fees and expenses according
- 22 to proof;
- 23 5. For costs of suit incurred herein; and
- 24 6. For such other and further relief as the court may deem
- 25 just and proper.

26 As to the Fifth Cause of Action for Injunction against all
27 defendants:

Dated: March 30, 2001

Quincy B Collins
JUDGE OF THE FEDERAL COURT

JUDGE OF THE FEDERAL COURT

(C.C.P. Sections 1013(a) and 2015.5)

State of California)
) ss.
County of Los Angeles)

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 30401 W. Agoura Road, Suite 102, Agoura Hills, California 91301-2084.

On March 28, 2001, I served the foregoing document described as **[PROPOSED] ORDER** on the interested parties in this action by placing the ☐ original ☒ a true copy thereof enclosed in sealed envelopes as stated on the attached Service List.

☒ **BY MAIL** As follows: I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. postal service on that same day with postage thereon fully prepaid at Agoura Hills, California, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if the postal collection date or postage meter date is more than one day after the date of deposit for mailing in this affidavit.

☐ **(BY HAND DELIVERY)** I caused such envelope to be delivered by hand to the offices of the addressee.


☐ **(BY FACSIMILE)** I caused the foregoing document to be transmitted via facsimile transmission telephonically to the offices of the addressee at the facsimile number listed on the attached Service List. I also caused said document to be enclosed in a sealed envelope and sent to the addressee by mail, as stated above.

☐ **(BY FEDERAL EXPRESS)** I caused such envelope to be delivered by the Federal Express delivery service to the offices of the addressee.

Executed on March 28, 2001 at Agoura Hills, California.

☐ **(State)** I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

☒ **(Federal)** I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made.


Barbara L. Park

TRIMARK v. WESTERN INTERNATIONAL**UNITED STATES DISTRICT COURT****CASE NO: 99-09100 RAP****SERVICE LIST****ATTORNEY (s)****PARTY (ies)**

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